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## FACSIMILE COVER SHEET

Peter S. Dardi, Ph.D.  
Curtis B. Herbert, Ph.D.  
Elizabeth Quan ShipsidesPatent Agent  
Mengmeng A. Fahrni, Ph.D.  
TOTAL NUMBER OF PAGES BEING SENT: 64☐ Original documents to follow by mail ☒ No originals will be sent

DATE: November 3, 2008

TO: Examiner Edward M. Johnson  
Group Art Unit 1754

PHONE #: 571-272-1352

FAX #: 571-273-8300

U.S. Bank Plaza  
Suite 2000  
220 South Sixth Street  
Minneapolis, MN 55402  
612.746.3005 phone  
612.746.3006 faxOne Security Centre  
Suite 400  
3490 Piedmont Road  
Atlanta, GA 30305  
404.949.5730 phone  
612.746.3006 faxApplication No.: 09/757,519  
Applicant: Horne et al.  
Due Date: November 16, 2008

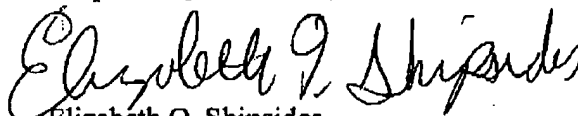
OUR REF.: 3132.07US02

FROM: Elizabeth Q. Shipsides  
PHONE #: 612.605.1045

Attached is the following for filing in the above-identified application.

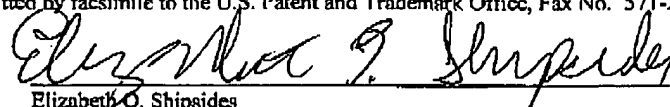
- (1) Appeal Brief Transmittal (1 page);
- (2) Appeal Brief (26 pages);
- (3) Claims Appendix (4 pages);
- (4) Evidence Appendix with Three Patents (24 pages); and
- (5) Related Proceedings Appendix with Decision (8 pages).

Respectfully submitted,

  
Elizabeth Q. Shipsides  
Registration No. 57,529

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 571-273-8300 on the date shown below.

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**NOV 03 2008**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 3132.07US02

Horne et al.

Confirmation No.: 8679

Application No.: 09/757,519

Examiner: Edward M. Johnson

Filed: January 9, 2001

Group Art Unit: 1754

For: METAL VANADIUM OXIDE PARTICLES

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BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**BRIEF FOR APPELLANT**